



## MEETING OF THE CITY COUNCIL

Cheryl Cox, Mayor

Pamela Bensoussan, Councilmember  
Patricia Aguilar, Councilmember  
Rudy Ramirez, Councilmember  
Mary Salas, Councilmember

James D. Sandoval, City Manager  
Glen R. Googins, City Attorney  
Donna R. Norris, City Clerk

Notice is hereby given that the Mayor of the City of Chula Vista has called and will convene Special Meetings of the City Council, the Municipal Financing Authority and the Public Financing Authority on Tuesday, November 5, 2013, at 2:00 p.m. in the Police Department Community Room, located at 315 Fourth Avenue, Chula Vista, California to consider the items on this agenda.

### **SPECIAL MEETINGS OF THE CITY COUNCIL, THE MUNICIPAL FINANCING AUTHORITY, AND THE PUBLIC FINANCING AUTHORITY OF THE CITY OF CHULA VISTA AGENDA**

November 5, 2013  
2:00 p.m.

Police Department  
Community Room  
315 Fourth Avenue

#### **CALL TO ORDER**

**ROLL CALL:** Councilmembers Aguilar, Bensoussan, Ramirez, Salas and Mayor Cox

#### **PLEDGE OF ALLEGIANCE TO THE FLAG AND MOMENT OF SILENCE**

#### **SPECIAL ORDERS OF THE DAY**

- **OATHS OF OFFICE**  
Robert (Bob) Bailey Veterans Advisory Commission  
Sonja Garrett International Friendship Commission  
William Gersten Civil Service Commission
- **PRESENTATION BY ENVIRONMENTAL SERVICES STAFF OF NEW WASTE REDUCTION EFFORT**
- **PRESENTATION OF A PROCLAMATION TO POLICE SUPPORT SERVICES MANAGER BARBARA BROOKOVER AND POLICE RECORDS SPECIALIST CLAUDIA BRAVO PROCLAIMING NOVEMBER 5, 2013, AS LAW ENFORCEMENT RECORDS AND SUPPORT PERSONNEL DAY**

## CONSENT CALENDAR

(Items 1-19)

*The Council/Authority will enact the Consent Calendar staff recommendations by one motion, without discussion, unless a Council/Authority member, a member of the public, or staff requests that an item be removed for discussion. If you wish to speak on one of these items, please fill out a "Request to Speak" form (available in the lobby) and submit it to the City Clerk prior to the meeting. Items pulled from the Consent Calendar will be discussed immediately following the Consent Calendar.*

1. APPROVAL OF MINUTES of September 25, and October 1, 2013.

Staff recommendation: Council approve the minutes.

2. A. RESOLUTION OF THE CHULA VISTA MUNICIPAL FINANCING AUTHORITY ESTABLISHING REGULAR MEETING DATES (Director of Finance/Treasurer)  
  
B. RESOLUTION OF THE CHULA VISTA PUBLIC FINANCING AUTHORITY ESTABLISHING REGULAR MEETING DATES (Director of Finance/Treasurer)

Staff recommendation: Authorities adopt the resolutions.

3. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA WAIVING THE COMPETITIVE FORMAL BID REQUIREMENT AND APPROVING THE FORM OF AN AGREEMENT BETWEEN THE CITY AND HARRELL AND COMPANY ADVISORS, LLC TO PROVIDE FINANCIAL ADVISORY SERVICES (Director of Finance/Treasurer)

Staff recommendation: Council adopt the resolution.

4. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE FORM OF AN AGREEMENT BETWEEN THE CITY AND FIDUCIARY EXPERTS, LLC (Director of Finance/Treasurer)

Staff recommendation: Council adopt the resolution.

5. A. QUARTERLY FINANCIAL REPORT FOR THE QUARTER ENDING SEPTEMBER 30, 2013 (Director of Finance/Treasurer)  
  
B. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA MAKING VARIOUS AMENDMENTS TO THE FISCAL YEAR 2012/2014 BUDGET TO ADJUST FOR VARIANCES AND APPROPRIATING FUNDS THEREFOR (4/5 VOTE REQUIRED) (Director of Finance/Treasurer)

Staff recommendation: Council accept the report and adopt the resolution.

6. ORDINANCE OF THE CITY OF CHULA VISTA AMENDING CITY OF CHULA VISTA ORDINANCE TO EXTEND THE TERM OF THE FEE DEFERRAL PROGRAM WHICH ALLOWS FOR CERTAIN DEVELOPMENT FEES TO BE PAID PRIOR TO BUILDING PERMIT FINAL INSPECTION INSTEAD OF AT BUILDING PERMIT ISSUANCE (FIRST READING) (Director of Development Services)

Staff recommendation: Council place the ordinance on first reading.

7. A. ORDINANCE OF THE CITY OF CHULA VISTA AMENDING CHAPTER 15.06 OF THE CHULA VISTA MUNICIPAL CODE, ADMINISTRATIVE PROVISIONS FOR THE TECHNICAL BUILDING CODES (FIRST READING) (Director of Development Services and Fire Chief)
- B. ORDINANCE OF THE CITY OF CHULA VISTA AMENDING CHAPTER 15.08 OF THE CHULA VISTA MUNICIPAL CODE ADOPTING THE CALIFORNIA BUILDING CODE, 2013 EDITION (FIRST READING) (Director of Development Services and Fire Chief)
- C. ORDINANCE OF THE CITY OF CHULA VISTA AMENDING CHAPTER 15.09 OF THE CHULA VISTA MUNICIPAL CODE ADOPTING THE CALIFORNIA RESIDENTIAL CODE, 2013 EDITION (FIRST READING) (Director of Development Services and Fire Chief)
- D. ORDINANCE OF THE CITY OF CHULA VISTA AMENDING CHAPTER 15.10 OF THE CHULA VISTA MUNICIPAL CODE ADOPTING THE CALIFORNIA REFERENCED STANDARDS CODE, 2013 EDITION (FIRST READING) (Director of Development Services and Fire Chief)
- E. ORDINANCE OF THE CITY OF CHULA VISTA AMENDING CHAPTER 15.12 OF THE CHULA VISTA MUNICIPAL CODE ADOPTING THE CALIFORNIA GREEN BUILDING STANDARDS CODE, 2013 EDITION (FIRST READING) (Director of Development Services and Fire Chief)
- F. ORDINANCE OF THE CITY OF CHULA VISTA AMENDING CHAPTER 15.16 OF THE CHULA VISTA MUNICIPAL CODE ADOPTING THE CALIFORNIA MECHANICAL CODE, 2013 EDITION (FIRST READING) (Director of Development Services and Fire Chief)
- G. ORDINANCE OF THE CITY OF CHULA VISTA AMENDING CHAPTER 15.24 OF THE CHULA VISTA MUNICIPAL CODE ADOPTING THE CALIFORNIA ELECTRICAL CODE, 2013 EDITION (FIRST READING) (Director of Development Services and Fire Chief)
- H. ORDINANCE OF THE CITY OF CHULA VISTA AMENDING CHAPTER 15.26 OF THE CHULA VISTA MUNICIPAL CODE ADOPTING THE CALIFORNIA ENERGY CODE, 2013 EDITION (FIRST READING) (Director of Development Services and Fire Chief)

- I. ORDINANCE OF THE CITY OF CHULA VISTA AMENDING CHAPTER 15.28 OF THE CHULA VISTA MUNICIPAL CODE ADOPTING THE CALIFORNIA PLUMBING CODE, 2013 EDITION (FIRST READING) (Director of Development Services and Fire Chief)
- J. ORDINANCE OF THE CITY OF CHULA VISTA AMENDING CHAPTER 15.36 OF THE CHULA VISTA MUNICIPAL CODE ADOPTING THE CALIFORNIA FIRE CODE, 2013 EDITION (FIRST READING) (Director of Development Services and Fire Chief)

Staff recommendation: Council place the ordinances on first reading.

- 8. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ACCEPTING \$293,000 FROM THE CALIFORNIA OFFICE OF TRAFFIC SAFETY, ADDING ONE PEACE OFFICER TO THE AUTHORIZED STAFFING LEVEL OF THE POLICE GRANT FUND AND APPROPRIATING \$219,954 TO THE POLICE GRANT FUND FOR THE SELECTIVE TRAFFIC ENFORCEMENT PROGRAM (4/5 VOTE REQUIRED) (Police Chief)

Staff recommendation: Council adopt the resolution.

- 9. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ACCEPTING \$221,872 FROM THE CALIFORNIA OFFICE OF TRAFFIC SAFETY AND APPROPRIATING \$167,872 TO THE POLICE GRANT FUND FOR THE SOBRIETY CHECKPOINT PROGRAM (4/5 VOTE REQUIRED) (Police Chief)

Staff recommendation: Council adopt the resolution.

- 10. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROPRIATING \$100,000 FROM THE AVAILABLE BALANCE OF THE ASSET SEIZURE FUND FOR LAW ENFORCEMENT EQUIPMENT (4/5 VOTE REQUIRED) (Police Chief)

Staff recommendation: Council adopt the resolution.

- 11. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING AN AGREEMENT FOR REFUNDING SPECIAL TAXES PAID FOR CERTAIN PARCELS WITHIN COMMUNITY FACILITIES DISTRICT NO. 08M AND AMENDING THE FISCAL YEAR 2013/2014 COMMUNITY FACILITY DISTRICT 08M BUDGET BY APPROPRIATING \$25,236 FROM THE RESERVE TO THE OTHER EXPENSES CATEGORY OF CFD 08M VILLAGE 6 AND AUTHORIZING REFUNDS IN THE AMOUNT OF \$25,236 FOR OVERPAYMENT OF ASSESSMENTS AND ORDERING THE RECORDATION OF A NOTICE OF CESSATION OF SPECIAL TAX LIEN (4/5 VOTE REQUIRED) (Director of Public Works)

Staff recommendation: Council adopt the resolution.

12. ORDINANCE OF THE CITY OF CHULA VISTA AMENDING MUNICIPAL CODE SECTION 8.24.180 – PAYMENT OF SOLID WASTE COLLECTION CHARGES (FIRST READING) (Director of Public Works)

Staff recommendation: Council place the ordinance on first reading.

13. A. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA AMENDING THE CITY OF CHULA VISTA STATEMENT OF GOALS AND POLICIES REGARDING THE ESTABLISHMENT OF COMMUNITY FACILITIES DISTRICTS TO PROVIDE FOR ENERGY EFFICIENCY, WATER CONSERVATION, AND RENEWABLE ENERGY IMPROVEMENTS FINANCING PROGRAMS (Director of Public Works)
- B. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA DECLARING ITS INTENTION TO ESTABLISH COMMUNITY FACILITIES DISTRICT NO. 2013-1 (CLEAN ENERGY PROGRAM), CITY OF CHULA VISTA, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA AND TO LEVY SPECIAL TAXES THEREIN TO FINANCE OR REFINANCE THE ACQUISITION, INSTALLATION, AND IMPROVEMENT OF ENERGY EFFICIENCY, WATER CONSERVATION, AND RENEWABLE ENERGY IMPROVEMENTS PERMANENTLY AFFIXED TO OR ON REAL PROPERTY AND IN BUILDINGS (Director of Public Works)

Staff recommendation: Council adopt the resolutions.

14. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ENTERING INTO AN EXTENSION OF AN EXCLUSIVE LISTING AGREEMENT WITH VOIT REAL ESTATE SERVICES FOR 430 F STREET AND A PORTION OF 1800 MAXWELL ROAD (Director of Public Works)

Staff recommendation: Council adopt the resolution.

15. A. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING (1) AN APPROPRIATION OF \$523,000 TO THE PUBLIC WORKS FISCAL YEAR 2013/2014 BUDGET TO ADDRESS CRITICAL MAINTENANCE AND REPAIR NEEDS AND (2) A TRANSFER OF \$75,000 FROM POLICE PERSONNEL SERVICES TO POLICE CAPITAL EXPENDITURES (4/5 VOTE REQUIRED) (Director of Public Works, Police Chief and Director of Finance/Treasurer)
- B. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA AUTHORIZING THE AMENDMENT TO A CONTRACT WITH WEST COAST ARBORISTS TO INCREASE THE NOT-TO-EXCEED AMOUNT IN FISCAL YEAR 2013/2014 FROM \$150,000 TO \$250,000 (4/5 VOTE REQUIRED) (Director of Public Works, Police Chief and Director of Finance/Treasurer)

Staff recommendation: Council adopt the resolutions.

16. RESOLUTION OF THE COUNCIL OF THE CITY OF CHULA VISTA AMENDING THE FISCAL YEAR 2013/2014 AUTHORIZED POSITION COUNT FOR THE PUBLIC WORKS DEPARTMENT TO ELIMINATE ONE LAND SURVEYOR AND ONE SENIOR PARK RANGER AND TO ADD ONE SENIOR CIVIL ENGINEER AND ONE PARK RANGER SUPERVISOR (Director of Public Works)

Staff recommendation: Council adopt the resolution.

17. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA AUTHORIZING THE CITY MANAGER TO ENTER INTO A FIRST AMENDMENT TO THE MEMORANDUM OF UNDERSTANDING WITH THE CENTER FOR EMPLOYMENT OPPORTUNITIES (Director of Public Works)

Staff recommendation: Council adopt the resolution.

18. A. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA REVISING COUNCIL POLICY NO. 505-01: FORMATION OF ASSESSMENT DISTRICTS WITH CITY PARTICIPATION FOR CONSTRUCTION OF INFILL STREET IMPROVEMENTS (Director of Public Works)

- B. ORDINANCE OF THE CITY OF CHULA VISTA AMENDING CHULA VISTA MUNICIPAL CODE SECTION 12.24.130 RELATING TO THE INSTALLATION OF PUBLIC IMPROVEMENTS – DEFERRAL OF REQUIREMENTS (Director of Public Works)

Staff recommendation: Council adopt the resolution and place the ordinance on first reading.

19. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ACCEPTING BIDS AND AWARDED A CONTRACT FOR THE “GUNPOWDER POINT DRIVE PAVEMENT REHABILITATION AND WATER IMPROVEMENT (STL365)” PROJECT TO PORTILLO CONCRETE INCORPORATED IN THE AMOUNT OF \$296,833, APPROPRIATING \$105,000 FROM THE GENERAL FUND INTO STL365, WAIVING CITY COUNCIL POLICY NO. 574-01 AND AUTHORIZING THE EXPENDITURE OF ALL AVAILABLE CONTINGENCY FUNDS NOT TO EXCEED \$44,524.95 (4/5 VOTE REQUIRED) (Director of Public Works)

Staff recommendation: Council adopt the resolution.

## **ITEMS REMOVED FROM THE CONSENT CALENDAR**

### **PUBLIC COMMENTS**

*Persons speaking during Public Comments may address the Council on any subject matter within the Council's jurisdiction that is not listed as an item on the agenda. State law generally prohibits the Council from discussing or taking action on any issue not included on the agenda, but, if appropriate, the Council may schedule the topic for future discussion or refer the matter to staff. Comments are limited to three minutes.*



## PUBLIC HEARINGS

*The following item(s) have been advertised as public hearing(s) as required by law. If you wish to speak on any item, please fill out a "Request to Speak" form (available in the lobby) and submit it to the City Clerk prior to the meeting.*

20. CONSIDERATION OF AMENDING A ZONING MAP TO REZONE TWO PARCELS TO A MIXED-USE ZONE AND APPROVING A TENTATIVE MAP AND DESIGN REVIEW PERMIT (Director of Development Services)

Staff recommendation: Council continue the public hearing to November 19, 2013.

21. PRESENTATION OF THE 2012/2013 CONSOLIDATED ANNUAL PERFORMANCE AND EVALUATION REPORT (CAPER) AND SOLICITATION OF INPUT ON FUNDING PRIORITIES OF THE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG), HOME INVESTMENT PARTNERSHIP PROGRAM (HOME), AND EMERGENCY SOLUTIONS GRANT (ESG) FOR THE 2014/2015 PROGRAM YEAR (Director of Development Services)

Staff recommendation: Council conduct the public hearing and accept the year-end report.

## ACTION ITEMS

*The Item(s) listed in this section of the agenda will be considered individually by the Council and are expected to elicit discussion and deliberation. If you wish to speak on any item, please fill out a "Request to Speak" form (available in the lobby) and submit it to the City Clerk prior to the meeting.*

22. CONSIDERATION OF APPROVING AN AGREEMENT WITH VISION INTERNET PROVIDERS, INC. TO REDESIGN THE CITY'S WEBSITE (Deputy City Manager/Director of Information Technology)

Staff recommendation: Council adopt the following resolution:

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA 1) ACCEPTING BIDS, AWARDING A CONTRACT FOR DEVELOPING A GOVERNMENT WEBSITE REDESIGN AND DEPLOYING A NEW CONTENT MANAGEMENT SYSTEM (RFP P07-12/13) TO VISION INTERNET PROVIDERS, INC., IN THE AMOUNT OF \$89,251.98, 2) AUTHORIZING THE CITY MANAGER TO AMEND THE CONTRACT TO EXPEND UP TO \$100,000 IN PUBLIC, EDUCATIONAL, AND GOVERNMENTAL (PEG) FUNDS FOR THE WEBSITE REDESIGN, AND 3) AUTHORIZING THE APPROPRIATION OF \$415,000 AND A TRANSFER OF \$50,000 IN THE PEG FUND (4/5 VOTE REQUIRED)

## OTHER BUSINESS

### 23. CITY MANAGER'S REPORTS

### 24. MAYOR'S REPORTS

Ratification of appointment of the following:

William Canedo and Stephen Kalaluhi to the Board of Library Trustees.

Michael De La Rosa and Mike Spethman to the Charter Review Commission.

Ronald Hidingier and Gabe Gutierrez to the Safety Commission.

The following individuals to the Youth Action Council:

Carla Martinez-Barry  
Isabella De Murguia  
Joebert Rosal  
Johann Pecson  
Jojo Collazo  
Matthew Modelo  
McKenzie Richardson  
Najib Kero  
Natasha Yarbrough  
Yoab Garcia  
Vanessa Fernandez

### 25. COUNCILMEMBERS' COMMENTS

- A. Councilmember Aguilar: Consideration of the formation of an ad-hoc subcommittee to work with interested stakeholders to investigate potential funding mechanisms to reinstate the annual Starlight Parade beginning in 2014.
- B. Councilmember Salas: Referral to staff to evaluate and report back to City Council on options for adding signage in the City public right of way leading to the amphitheater to provide notice of prohibitions on consumption of alcohol in the parking lot.

## CLOSED SESSION

*Announcements of actions taken in Closed Session shall be made available by noon on Wednesday following the Council Meeting at the City Attorney's office in accordance with the Ralph M. Brown Act (Government Code 54957.7).*



26. CONFERENCE WITH LEGAL COUNSEL REGARDING EXISTING LITIGATION  
PURSUANT TO GOVERNMENT CODE SECTION 54956.9(a)

In the Matter of the Application of San Diego Gas & Electric Company (U902E) for a Permit to Construct the South Bay Substation Relocation Project; California Public Utility Commission; Case No. 10-06-007

**ADJOURNMENT** to a City Council Workshop on November 13, 2013, at 4:00 p.m., in the Police Department Community Room.

*Materials provided to the City Council related to any open-session item on this agenda are available for public review at the City Clerk's Office, located in City Hall at 276 Fourth Avenue, Building A, during normal business hours.*

*In compliance with the  
AMERICANS WITH DISABILITIES ACT*

*The City of Chula Vista requests individuals who require special accommodations to access, attend, and/or participate in a City meeting, activity, or service, contact the City Clerk's Office at (619) 691-5041 (California Relay Service is available for the hearing impaired by dialing 711) at least forty-eight hours in advance of the meeting.*